

KSU:nab

United States District Court  
STATE AND DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA

V.

DAVID JUDIN GREER

**CRIMINAL COMPLAINT**

Case Number:

13-MJ-07-SER

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about December 13, 2012, in Ramsey County, in the State and District of Minnesota, the defendant used force, violence, or intimidation; in taking money belonging to a financial institution; the deposits of that financial institution were then insured by the Federal Deposit Insurance Corporation (FDIC); and during and in relation to a crime of violence prosecutable in a court of the United States, used or carried a firearm.

in violation of Title 18, United States Code, Section(s) 2113(a)(d) and 924(c)(1).

I further state that I am a(n) Special Agent and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

Sworn to before me, and subscribed in my presence,

4 Jan 2013 11:40 AM

Date

The Honorable Steven E. Rau  
UNITED STATES MAGISTRATE JUDGE

Name &amp; Title of Judicial Officer

Signature of Complainant

David T. Walden  
FBI

St. Paul, MN

City and State

*[Signature]*  
Signature of Judicial Officer

**SCANNED**

JAN 04 2013

U.S. DISTRICT COURT ST. PAUL

STATE OF MINNESOTA     )  
                                      )  
COUNTY OF RAMSEY     )

ss.

AFFIDAVIT OF David T. Walden

I, David T. Walden, being duly sworn under oath, depose and state as follows:

1. I am a Special Agent (SA) of the Federal Bureau of Investigation (FBI) and my primary assignment is the investigation of bank robbery matters and other violent crimes. I have been a Special Agent since November 1999.

2. This affidavit is submitted in support of a criminal complaint against DAVID JUDIN GREER, date of birth (DOB) February 27, 1965, on grounds that he committed violations of Title 18, United States Code, Section 2113(a)(d), and Title 18, United States Code, Section 924(c)(1) – Armed Bank Robbery. The elements of these offenses are as follows: (1) the defendant used force, violence, or intimidation; (2) in taking money belonging to a financial institution; (3) the deposits of that financial institution were then insured by the Federal Deposit Insurance Corporation (FDIC); and (4) during and in relation to a crime of violence prosecutable in a court of the United States, used or carried a firearm.

3. This affidavit is based on my training, experience, personal knowledge and observations in this investigation; upon my discussions with other law enforcement officers and agents directly involved in this investigation; and, upon my review of official reports submitted in relation to this investigation. In connection with my official duties, I have participated in the investigation of the December 13, 2012, robbery of the US Bank, 711 Cleveland Avenue South, Saint Paul, Minnesota (hereinafter, "the bank"). In connection with my official duties, I have obtained the following information through my investigation, from other FBI agents, and from Saint Paul Police Department (SPPD) Officers.

4. This affidavit is made for the purpose of establishing probable cause in support of a

federal arrest warrant and therefore contains only a summary of relevant facts.

5. On or about Thursday, December 13, 2012, at approximately 2:00 p.m., a white male adult (hereinafter, "the robber") approximately 50 years of age, 6'00" to 6'03", 250-300 lbs., with a pinkish ruddy complexion, wearing a black winter cap, black leather jacket, gloves, and sweat pants entered the bank and approached the teller counter. The robber immediately reached under the left side of his jacket with his right hand and displayed a black handgun to the victim teller (VT) and demanded money. The robber demanded twenties, fifties and hundred dollar bills. The robber provided the VT with a white plastic bag in which to place the money. After the VT placed the money from her cash drawer into the bag, the robbery demanded, "More!" The VT located some additional twenties (\$20s) and provided them to the robber. The robber took the bag with all the cash, walked out of the bank and fled in an unknown direction.

6. Following the robbery, bank employees completed an audit. According to the audit, the bank suffered a loss of \$3,952 in United States currency. At the time of the robbery, the deposits at the bank were federally insured by the Federal Deposit Insurance Corporation (FDIC) with certificate number 21076.

7. Following the robbery, bank security personnel provided investigation Agents copies of the digital images derived from the bank's digital surveillance security system. The digital images depicted a white male as described above. The digital images were released to the public with a brief description of the robbery via a FBI press release. The press release requested information leading to the identification of the robber.

8. That same day, at approximately 6:41 p.m., December 13, 2012, the FBI received a telephone call from an anonymous caller identifying the robber in the surveillance images as DAVID JUDIN GREER, DOB 02/27/1965, white male 6'1", 355 lbs. The caller also provided

GREER's current address in Saint Paul, Minnesota. The information was forwarded to investigating FBI Special Agents John Gainer and David Walden. Upon receipt of GREER's information and Minnesota driver license photograph, both SA Gainer and SA Walden identified GREER as the robber in the surveillance images.

9. On Friday, December 14, 2012, SA Gainer initiated surveillance of GREER's suspected residence in order to confirm and corroborate the provided information. At that time, investigating Agents were unable to confirm whether GREER was at the residence.

10. On Saturday, December 29, 2012, the FBI received a call from a SPPD Officer indicating he had conducted a welfare check on GREER at the request of a family member. The family member became concerned about GREER's well-being after GREER made several statements regarding suicidal and homicidal thoughts. During the course of the officer's welfare investigation, the officer learned that GREER confessed to family members that he, GREER, was responsible for robbing the bank. Upon talking with GREER regarding his well-being, GREER became agitated and stated, "I'm in all kinds of trouble," but would not further elaborate. The responding officer determined GREER needed to be further evaluated by a mental health professional and transported GREER to Regions Hospital for a 72-hour psychological evaluation.

11. On Wednesday, January 2, 2013, investigation Agents spoke with staff members of the Regions Hospital regarding GREER's mental status. Hospital staff assured the investigation Agents that GREER was not medicated in any way nor did he suffer from any type of mental health issues. Additionally, hospital staff advised that GREER confessed to many staff members that he was responsible for robbing the bank on December 13, 2012.

12. Investigating Agents interviewed GREER at Regions Hospital. Prior to the interview, GREER was advised of his rights under Miranda. GREER stated that he understood

his rights, agreed to waive them and speak with investigating Agents without an attorney present. Thereafter, GREER confessed to his participation in the bank robbery of the US Bank, 711 Cleveland Avenue South, Saint Paul, Minnesota on Thursday, December 13, 2012. GREER stated he entered the bank, displayed a handgun and demanded money. GREER wore a black winter cap, black leather jacket, sweat pants, and work gloves. GREER advised the clothing and the gun he used during the robbery were all located in the basement area of his residence. Investigating Agents requested GREER's consent to search the basement area of his residence for those items of evidence utilized during the commission of the robbery. After GREER was informed of his right to refuse consent, GREER provided consent to the investigating Agents to search the basement area and common areas within his residence.

13. Following GREER's interview, investigating Agents responded to GREER's residence and were greeted by the homeowner. The homeowner was advised of the bank robbery investigation and investigating Agents requested consent to search the basement area of the residence for those items of evidence utilized during the commission of the robbery. After the homeowner was informed of the right to refuse consent, the homeowner provided consent to the investigating Agents to search the basement area of the residence. Thereafter, investigating Agents searched the basement and located a black BB gun within a holster on the coffee table, a black winter cap, black leather jacket, sweat pants, and work gloves. The items were seized as evidence and the investigating Agents departed.

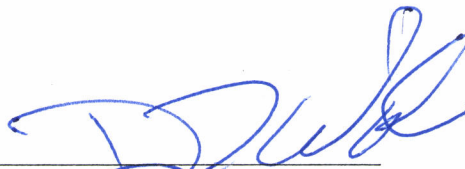
14. At approximately 8:00 p.m., January 2, 2013, SA Walden received a telephone call from a person who identified himself as a close friend of GREER's (hereinafter, "the friend"). The friend advised SA Walden that GREER called the friend on Sunday, December 30, 2012, from Regions Hospital and confessed to robbing the bank. Initially, GREER told the friend that he

used a BB gun during the robbery. However, later during the conversation, GREER advised the friend that he actually used a real gun during the robbery and that the gun was secreted in the ceiling of the basement within his residence. GREER told the friend the location of the gun and asked the friend to go into the basement and retrieve it before the police found it. The friend did not retrieve the gun at GREER's request and stated he did not want to be dragged into, or associated with, any bank robbery. The friend stated GREER was under the impression that the friend had already located and retrieved the weapon. However, the friend had not retrieved the weapon from its hiding place and wanted to advise SA Walden the location of the gun GREER used during commission of the robbery. The friend relayed the information regarding the gun's location to SA Walden.

15. SA Walden immediately and contemporaneously coordinated Agents located in Saint Paul to obtain the weapon from GREER's residence. Upon arrival at the residence, SAs Gainer and Parker again obtained consent to search the basement from the homeowner. Thereafter, investigation Agents quickly located a .38 caliber Amedeo Rossi revolver with serial number E041660. The revolver was carefully hidden above the duct work within a common area of the basement fully loaded with five (5) .38 caliber ammunition cartridges.

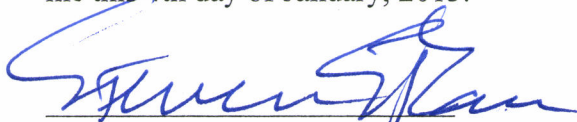
16. Based on the above information, I submit there is probable cause to believe that DAVID JUDIN GREER, DOB February 27, 1965, did commit armed bank robbery against the United States, while using a firearm, in violation of Title 18, United States Code, Section 2113 (a)(d); and that DAVID JUDIN GREER, used and displayed a firearm during and in relation to a crime of violence prosecutable in federal court, in violation of Title 18, United States Code, Section 924 (c)(1).

Further your Affiant sayeth not.



David T. Walden  
Special Agent,  
Federal Bureau of Investigation

SUBSCRIBED and SWORN to before  
me this 4th day of January, 2013.



The Honorable Steven E. Rau  
United States Magistrate Judge